

Adopted	Rejected
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COMMITTEE REPORT

YES:	9
NO:	0

MR. SPEAKER:

*Your Committee on Agriculture and Rural Development, to which was referred House Bill 1115, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Delete everything after the enacting clause and insert the following:
- 2 SECTION 1. IC 15-5-12-3 IS AMENDED TO READ AS
- 3 FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 3. (a) An owner of a
- 4 dog commits a Class C misdemeanor if the owner recklessly,
- 5 knowingly, or intentionally fails to take reasonable steps to restrain the
- 6 dog and:
- 7 (1) the dog enters property other than the property of the dog's
- 8 owner; and
- 9 (2) as the result of the failure to restrain the dog, the dog bites or
- 10 attacks another person resulting in unprovoked bodily injury to
- 11 the other person;
- 12 except as provided in subsection (b).
- 13 (b) The offense under subsection (a) is:

- 1 (1) a Class B misdemeanor if the person has been convicted of
 2 one (1) previous unrelated violation of this section;
 3 (2) a Class A misdemeanor if:
 4 (A) the person has been convicted of more than one (1)
 5 previous unrelated violation of this section; or
 6 (B) the violation results in serious bodily injury to a person;
 7 (3) a Class D felony if the owner recklessly violates this section
 8 and the violation results in the death of a person; and
 9 (4) a Class C felony if the owner intentionally or knowingly
 10 violates this section and the violation results in the death of a
 11 person.
 12 **(c) An owner of a dog commits a Class C infraction if the owner**
 13 **of the dog allows the dog to stray beyond the owner's premises,**
 14 **unless the dog is under the reasonable control of an individual or**
 15 **the dog is engaged in lawful hunting and accompanied by the**
 16 **owner or a custodian of the dog. However, this subsection does not**
 17 **apply to a dog that goes beyond the owner's premises onto**
 18 **agricultural or forested land.**

(Reference is to HB 1115 as introduced.)

and when so amended that said bill do pass.

Representative Pflum